THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.7724 of 2007

16.4.2007

Between:
Golla Yamaiah, S/o.Ramaiah

… Petitioner

AND

The District Judge, Kurnool District
And others

… Respondents

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.7724 of 2007

ORDER:

The petitioner is a resident of Chandrapalli village of Peapully Mandal in Kurnool District. He alleges that respondents constructed a dry latrine adjacent to the petitioner's premises in spite of protests. Aggrieved by the same, he made a representation to the first respondent on 20.12.2005. The same was forwarded to the second respondent, who by letter dated 31.12.2005 requested third respondent to take necessary action for demolition of the latrine. The petitioner alleges that the Mandal Revenue Officer, Peapully Mandal (MRO), by memo dated 04.1.2007 directed the Village Panchayat Secretary to take necessary action for demolition of the latrine. In pursuance thereof, the latrine was demolished on 18.2.2007. Petitioner alleges that again the respondent authorities visited the site and at the behest of the local M.L.A., they are trying to construct a latrine in the same place at which the latrine existed was demolished. Therefore, petitioner filed the instant writ petition seeking a direction not to construct public latrine near his house.

Even according to the petitioner, he was able to get satisfactory redressal earlier when he approached the District Collector, for necessary relief, and the old latrine was demolished. If that be so, nothing prevents the petitioner to approach the District Collector again. The questions of fact involved in this writ petition cannot be adjudicated and, therefore, petitioner is given liberty to approach the District Collector again if so advised.

The writ petition, with the above observations, is accordingly dismissed. No costs.

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(**V.V.S.RAO, J**)

April 16, 2007.

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